

UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

In re:

EVELYN K. RACAVITCH

* Debtor(s)

Case Number: 18-00455

Chapter: 13

CERTIFICATE OF MAILING

The undersigned employee in the office of:

Tullio DeLuca, Esquire

hereby certifies that a copy of the attached Notice and Motion to Suspend
Temporarily Payments to Trustee And Order was mailed today to all parties
named on the mailing list attached hereto by regular first class mail.

DATED: March 17, 2020

SIGNED: Lisa Manchak

TITLE: Legal Assistant

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

IN RE: : CHAPTER 13
EVELYN K. RACAVITCH :
: Debtor(s) : CASE NO. 5-18-00455

EVELYN K. RACAVITCH :
MOVANT :
VS. :
CHARLES J. DEHART, III, ESQ. :
RESPONDENT :

NOTICE TO CREDITORS AND OTHER PARTIES IN INTEREST

NOTICE OF OPPORTUNITY TO OBJECT AND HEARING: Pursuant to Local Rule 2002-1(a), the Court will consider this motion, objection, or other matter without further notice or hearing unless a party in interest files an objection/response on or before **April 7, 2020**. If you object to the relief requested, you must file your objection/response with the Clerk of Court and serve a copy on the movant and movant's attorney, if one is designated.

If you file and serve an objection/response within the time permitted, the Court may schedule a hearing and you will be notified. If you do not file an objection within the time permitted, the Court will deem the motion unopposed and proceed to consider the motion without further notice or hearing, and may grant the relief requested.

DATE March 17, 2020

Tullio DeLuca, Esquire
PA ID# 59887
Attorney for Debtors/Movants
381 N. 9th Avenue
Scranton, PA 18504

Clerk, U.S. Bankruptcy Court
197 South Main Street
Wilkes-Barre, PA 18701

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

IN RE: : CHAPTER 13
EVELYN K. RACAVITCH :

Debtor(s) : CASE NO. 5-18-00455

EVELYN K. RACAVITCH :

MOVANT :

VS. :

CHARLES J. DEHART, III, ESQ. :

RESPONDENT :

MOTION TO SUSPEND TEMPORARILY TRUSTEE PAYMENTS

AND NOW COMES, the Debtor, Evelyn K. Racavitch, by and through her attorney, Tullio DeLuca, Esquire, and respectfully represents:

1. That the Debtor filed a Chapter 13 Petition on February 2, 2018.
2. That Debtor's Chapter 13 Plan provides for monthly payments of \$235.00 to the Chapter 13 Trustee to pay attorney and Trustee fees and secured creditors.
3. Debtor was hospitalized, which resulted in a decrease in monthly income and an increase in monthly expenses.
4. Therefore, Debtor is not in a position to make the Trustee payments until her immediate problem stabilizes and regains income to satisfy the Chapter 13 Plan.
5. In light of the above Debtor requests a Temporary Suspension of her Trustee payments for a period of three (3) months or earlier starting in the month of December 2019. If Debtor's immediate problem stabilizes, Debtor will commence Trustee payments sooner.

WHEREFORE, the Debtor respectfully requests that this Court enter an Order allowing for a suspension of Trustee's monthly payments for a period of at least three (3) months and directing the Debtor to commence making monthly payments sooner if Debtor's immediate problem stabilizes.

Respectfully submitted,

Dated: March 17, 2020

/s/Tullio DeLuca
Tullio DeLuca, Esquire
PA ID # 59887
381 N. 9th Avenue
Scranton, Pa 18504
(570) 347-7764
Attorney for Debtor

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

IN RE: : CHAPTER 13

EVELYN K. RACAVITCH :

:

:

Debtor(s) :

CASE NO. 5-18-00455

EVELYN K. RACAVITCH :

:

MOVANT :

:

VS. :

:

CHARLES J. DEHART, III, ESQ. :

:

RESPONDENT :

:

ORDER

After notice and service to creditors and parties in interest under FRBP 9013 and upon consideration of the Debtor's Motion to Suspend Temporarily Trustee Payments, it is hereby **ORDERED, ADJUDGED AND DECREED** by this Honorable Court that the Debtor's Motion to Suspend Temporarily Trustee Payments is granted and the Debtor is allowed to suspend payments to the Chapter 13 Trustee for a period of three (3) months from December 2019 due to loss of income and it is further ordered that if the Debtor return to gainful employment prior to the three (3) month period, Debtor is ordered to commence making monthly payments to the Chapter 13 Trustee.

Caine & Weiner Company
12005 Ford Road 300
Dallas, TX 75234-7262

Credit Management Co.
2121 Noblestown Rd.
Pittsburgh, PA 15205-3956

Internal Revenue Service
Special Procedures Branch
PO Box 7346
Philadelphia, PA 19101

LVNV Funding, LLC assignee of
North Star Capital Acquisition LLC
PO Box 10587
Greenville, SC 29603-0587

Medical Data Systems
2001 9th Ave., Suite 312
Vero Beach, FL 32960-6413

PA Dept of Revenue
Bankruptcy Division
Dept. 280946
Harrisburg, PA 17128-0496

PPL Electric Utilities
827 Hausman Road
Allentown, PA 18104-9392

Penn Credit Corp.
916 South 14th St
PO Box 988
Harrisburg, PA 17108-0988

RWB Credit Services Inc.
500 S. Hoffman Blvd.
Ashland, PA 17921-1913

Red, White & Blue Autos, Inc.
500 S. Hoffman Blvd.
Ashland, PA 17921-1913

Regional Hospital of Scranton
746 Jefferson Ave.
Scranton, PA 18510

Regional Hospital of Scranton
c/o PASI
PO Box 188
Brentwood, TN 37024-0188

Scranton Hospitalist Physician Svc
746 Jefferson Ave. 4th floor
Scranton, PA 18510-1624

Specialized Loan Servicing, LLC
8742 Lucent Blvd., Suite 300
Highlands Ranch, CO 80129-2386

Stern & Eisenberg, PC
1581 Main St., Suite 200
Warrington, PA 18976-3400

United States Trustee
228 Walnut St., Suite 1190
Harrisburg, PA 17101-1722

James Warmbrodt
701 Market St., Suite 5000
Philadelphia, PA 19106-1541

Charles J DeHart, III (Trustee)
8125 Adams Drive, Suite A
Hummelstown, PA 17036-8625

Karl Racavitch
1616 forest Acres Dr.
Clarks Summit PA 18411

Wells Fargo Bank NA
14841 Dallas Parkway Suite 425
Dallas, TX 75254

Wells Fargo Bank
Specialized Loan Servicing LLC
8742 Lucent Blvd. Suite 300
Highlands Ranch, CO 80129